IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

WEDNESDAY, THE 7TH FEBRUARY 2007 / 18TH MAGHA 1928

WP(C).No. 4326 of 2006(M)

PETITIONER:

SOUMYA V.C.P., LOWER DIVISION CLERK,
G.H.S.S. SREEPURAM, P.O. MANAKKADAVU,
KANNUR DISTRICT.

BY ADV. SRI.M.SASINDRAN

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY
BY THE SECRETARY TO GOVERNMENT, DEPARTMENT OF
GENERAL EDUCATION, SECRETARIAT,
THIRUVANANTHAPURAM.

2. THE DEPUTY SECRETARY,
DEPARTMENT OF GENERAL EDUCATION
SECRETARIAT, THIRUVANANTHAPURAM.

3. THE UNDER SECRETARY,
DEPARTMENT OF GENERAL EDUCATION,
SECRETARIAT, THIRUVANANTHAPURAM.

4. THE DEPUTY DIRECTOR OF EDUCATION,
KANNUR.

BY GOVT.PLEADER SRI. A.J. VARGHESE.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 07/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

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WP.(C) No. 4326 OF 2006

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Dated this the 7th day of February, 2007

JUDGMENT

Petitioner challenges Ext.P4. The prayer is also to implement Ext.P3. By Ext. P3 petitioner was posted as HSA Malayalam. It is cancelled by Ext.P4. It is done without hearing the petitioner. .

2. Heard Government Pleader also. It is submitted by the learned Government Pleader that petitioner has already joined as LDC. I feel that on the short ground that Ext.P4 was issued without hearing the petitioner, it is only to be quashed.

Leaving open the contentions of the petitioner Ext.P4 is quashed. First respondent will hear the petitioner and take a decision afresh in accordance with law within a period of six weeks from the date of receipt of a copy of this judgment with notice to the petitioner.

The writ petition is disposed of as above.

(K.M. JOSEPH, JUDGE)

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K.M.JOSEPH, JJ.

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W.A. No. OF

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JUDGMENT

Dated this the day of February, 2006.